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8 Attorney for Defendant RUCKER

6 **UNITED STATES DISTRICT COURT**  
7 **DISTRICT OF NEVADA**

8 THE UNITED STATES OF AMERICA,

9 Plaintiff,

10 vs.

11 DONALD RAY RUCKER,

12 Defendant.

2:23-CR-00179-RFB-NJK

**STIPULATION TO CONTINUE**  
**SENTENCING**  
(Second Request)

13 IT IS HEREBY STIPULATED AND AGREED by and between JASON M.  
14 FRIERSON, United States Attorney, DAVID C. KIEBLER, Assistant United States Attorney,  
15 counsel for the United States of America, and LANCE A. MANINGO, of MANINGO LAW,  
16 counsel for Defendant DONALD RAY RUCKER ("RUCKER"), that Sentencing currently  
17 scheduled for November 15, 2024 at 9:15 a.m. be vacated and continued thirty (30) days, or to  
18 a date and time to be set by this Honorable Court.

19 This Stipulation is entered into for the following reasons:

- 20
- 21 1. That counsel for Defendant recently completed a three-week capital murder  
22 trial and has not had time to review the Presentence Investigation Report with  
23 RUCKER, and file necessary objections – if needed. RUCKER has also been  
24 dealing with medical issues that have delayed communication with Counsel.  
25 The parties have stipulated and agreed to continue Sentencing;
  - 26 2. That Defendant RUCKER is incarcerated and does not object to a continuance;
- 27
- 28

3. That Assistant United States Attorney, DAVID C. KIEBLER, does not object to a continuance;
4. That this is the second request for a continuance of Sentencing in this case; and
5. That denial of this request for a continuance could result in a miscarriage of Justice.

RESPECTFULLY SUBMITTED this 4th day of November 2024.

By: /s/ Lance A. Maningo  
LANCE A. MANINGO  
Attorney for Defendant RUCKER

By: /s/ David C. Kiebler  
DAVID C. KIEBLER  
Attorney for Plaintiff

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 THE UNITED STATES OF AMERICA,

4 Plaintiff,

5 vs.

6 DONALD RAY RUCKER,

7 Defendant.

2:23-CR-00179-RFB-NJK

**ORDER TO CONTINUE**  
**SENTENCING**  
(Second Request)

8 **FINDINGS OF FACTS**

9 Based upon the pending Stipulation of the parties, and good cause appearing therefore,  
10 the Court finds that:

11 This Stipulation is entered into for the following reasons:

- 12 1. That counsel for Defendant recently completed a three-week capital murder  
13 trial and has not had time to review the Presentence Investigation Report with  
14 RUCKER, and file necessary objections – if needed. RUCKER has also been  
15 dealing with medical issues that have delayed communication with Counsel.  
16 The parties have stipulated and agreed to continue Sentencing;
- 17 2. That Defendant RUCKER is incarcerated and does not object to a continuance;
- 18 3. That Assistant United States Attorney, DAVID C. KIEBLER, does not object  
19 to a continuance;
- 20 4. That this is the second request for a continuance of Sentencing in this case; and
- 21 5. That denial of this request for a continuance could result in a miscarriage of  
22 Justice.

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**CONCLUSIONS OF LAW**

The ends of justice are served by granting the requested continuance.

**ORDER GRANTING IN PART**

IT IS THEREFORE ORDERED that Sentencing in this matter currently scheduled from November 15, 2024, at 9:15 a.m. be vacated and continued to December 13, 2024 at 9:15 a.m.

Dated this 5th of November, 2024.



UNITED STATES DISTRICT COURT JUDGE